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12 *Attorneys for Plaintiff*

13
14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **SAN FRANCISCO DIVISION**

17 _____)
18 **INTER-MARK USA, INC.**, individually)
19 and on behalf of all persons)
20 similarly situated,)
21 Plaintiff,)
22 - against -)
23 **INTUIT, INC.**,)
24 Defendant.)

Index No. C 07-04178 JCS

**STIPULATION AND [~~PROPOSED~~]
ORDER FOR CONTINUANCE OF DATE
FOR FILING OF AMENDED
COMPLAINT AND CASE
MANAGEMENT CONFERENCE**

1 WHEREAS the Court issued a Case Management and Pretrial Order in the
2 above-captioned matter on February 12, 2008; and

3 WHEREAS that Order established February 29, 2008 as the date by which
4 Plaintiff must file its first amended complaint; and

5 WHEREAS that Order also set a further Case Management Conference for
6 April 18, 2008; and

7 WHEREAS the parties have discussed mediation as a means of resolving this
8 dispute and have agreed upon April 28, 2008 as the date for that mediation; and

9 WHEREAS the parties believe that further case management will be more
10 informed and productive following the mediation; and

11 WHEREAS Plaintiff requires additional time to investigate the allegations to
12 be included in the first amended complaint,

13 IT IS HEREBY STIPULATED by and between the parties hereto through their
14 respective undersigned counsel that:

- 15
- 16 1. The further case management conference shall be continued from April
17 18, 2008 until May 16, 2008 or the next available date convenient for the
18 Court; and
 - 19 2. The date by which Plaintiff must file its first amended complaint shall be
20 extended from February 29, 2008 until March 10, 2008.
- 21
22
23
24

HOFFMAN & LAZEAR

Dated: February 29, 2008

By: /s/ H.Tim Hoffman
H. Tim Hoffman, Esq.
Arthur W. Lazear, Esq.
180 Grand Avenue, Suite #1550
Oakland, CA 94612

FOLKENFLIK & MCGERITY

Max Folkenflik, Esq.
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Dated: February 29, 2008

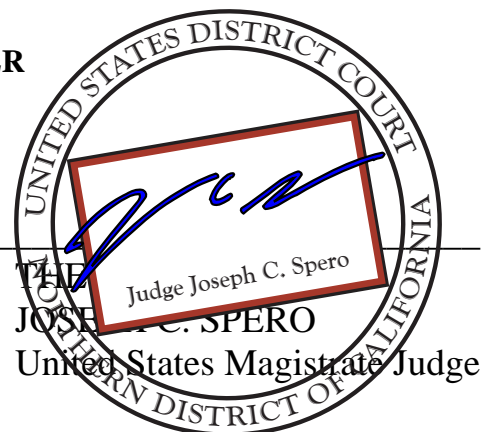
FENWICK & WEST LLP

By: /s/ Rodger R. Cole
Rodger R. Cole, Esq.
801 California Street
Mountain View, CA 94104

IT IS SO ORDERED.

ORDER

Dated: March 3, 2008



JOSEPH C. SPERO
United States Magistrate Judge